



Docket No.: 052363-0020

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Customer Number: 20277
Yukihiro OISHI, et al.	:	Confirmation Number: 2736
Application No.: 10/506,509	:	Group Art Unit: 1742
Filed: September 03, 2004	:	Examiner: Sikyin Ip
For: MAGNESIUM BASE ALLOY PIPES AND METHOD OF MANUFACTURING THE SAME		

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of June 15, 2007, Applicants hereby elect Group I (claims 1, 2, 5-7, 19-22, and 25-26) with traverse, for prosecution in the above-identified application.

It is noted that Manual of Patent Examining Procedure (8th edition, Revision 5) §803 states, "If the search and examination of all the claims in an application can be made without serious burden, the examiner must examine them on the merits, even though they include claims to independent or distinct inventions." Applicants emphasize that there is no serious burden on search and examination of all the pending claims in the present application because the claimed subject matters in all the pending claims are commonly directed, for example, to a magnesium base alloy pipe produced by drawing a pipe blank of a magnesium base alloy containing 0.1-12.0 mass % of Al (or 0.1-10.0 mass % of Zn and 0.1-2.0 mass % of Zr). Accordingly, Applicants

Application No.: 10/506,509

respectfully solicit withdrawal of this restriction requirement, and consideration of all the claims on the merits.

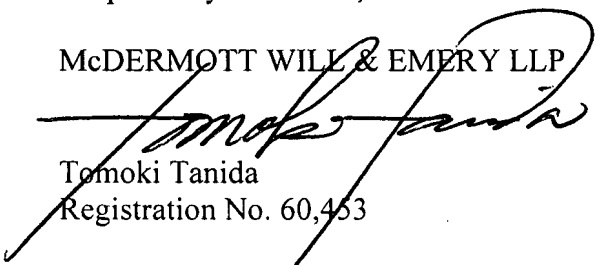
It is noted that a Preliminary Amendment is submitted concurrently with this response, in which independent claims 9, 12, 14, 15, and 18 are amended to be dependent on claim 1, which belong to Group I, elected for examination.

In the event that claim 1 is allowed, rejoinder of at least claim Groups 2-16 will be appropriate and is herein requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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